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Anniston, Alabama  
November 7, 2017

The City Council of the City of Anniston, Alabama, met in Regular Session in the Council Chamber in the City Hall of the City of Anniston, Alabama, on Tuesday, November 7, 2017, at approximately 5:30 o'clock p.m.

Council Member David Reddick, prayed the Invocation.

Council Member David Reddick, led the Pledge of Allegiance to the Flag.

Vice Mayor Harris called the meeting to order. On call of the roll the following Council Members were found to be present: Council Members Jenkins, Reddick, Little, and Harris; absent: Mayor Draper. A quorum was present and the meeting opened for the transaction of business.

Cory Salley, Interim City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Jenkins made a motion to waive the reading of the minutes of October 17, 2017. The motion was seconded by Council Member Little; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little and Harris; nays: none. The motion carried.

Council Member Reddick made a motion to approve the minutes of October 17, 2017. The motion was seconded by Council Member Little; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little and Harris; nays: none. The motion carried.

Council Member Jenkins made a motion to add to the Consent Agenda a motion appointing Council Member Little as voting delegate and the National League of Cities Conference, November 15 – 18, 2017 in Charlotte, North Carolina and to adopt the agenda as amended. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, and Harris; nays: none. The motion carried.

Glen Ray, 3514 Dale Hollow Road, addressed the Council and stated that the Police Chief needed to be fired. He stated his son was sitting in jail, been sentenced and went to trial and nobody filed any charges, no evidence ever produced, and not one witness said he did anything wrong. He stated that he has the transcripts and gave a copy to the City Manager. He stated that this was wrong and he wants everyone to know about it.

Eric Collins, 1928 Walnut Avenue, addressed the Council regarding the bad condition of the roads in Anniston especially on 15<sup>th</sup> Street and the damage it does to the tires on vehicles which causes people to have car repairs they cannot afford.

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Richard Jackson, 2317 Noble Street, addressed the Council suggesting that council members switch ward representation every three to four months to see how people think you represent them to get a feel for the needs of the different wards.

Memie Buskwofie, 3000 Cresthill Avenue, addressed the Council and thanked Council Member Reddick for his help in handling a problem she had previously. She also stated that she had concerns about young people in jail, especially fatherless young people, without justification or evidence. She also stated that all people should pull together as one body to care about all kids.

Erica Tolson, 409 S Allen Avenue, addressed the Council regarding Highway 202 being dangerously dark it is at night. She also stated her concerns of needing help at night but not being able to get into the police station.

Council Member Reddick made a motion to approve the Consent Agenda:

- (a) Resolution declaring a reported condition to be a public nuisance. Group 2017-05 Vehicles and Debris Resolution 17-R-129
- (b) Resolution declaring a reported condition to be a public nuisance. Group 2017-08 Grass and Debris Resolution 17-R-130
- (e) Motion to appoint Council Member Little as a voting delegate for the National League of Cities Conference in Charlotte, North Carolina, November 15 – 18, 2017.

The motion was seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little, and Harris; nays: none. The motion carried.

Council Member Little made a motion for the unanimous consent of the Council to introduce and read by title Ordinance Number 17-O-14. The motion was seconded by Council Member Jenkins.

Council Member Harris asked if anyone wished to address the Council either in favor of or in opposition to the introduction and reading by title of Ordinance Number 17-O-14.

No one addressed the Council either in favor of or in opposition to the reintroduction and reading by title of Ordinance Number 17-O-14.

On call of the roll on Council Member Littles motion for the unanimous consent of the Council to introduce and read by title Ordinance Number 17-O-14 and Council Member Jenkins second to said motion the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little and Harris; nays: none. The motion carried.

Cory Salley, Interim City Manager, introduced and read Ordinance Number 17-R-14 as follows:

(17-O-14, Declaring surplus real property and authorizing conveyance of the same.)  
Council Member Little made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 17-O-14 as introduced and read. The motion was

seconded by Council Member Jenkins; and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little and Harris; nays: none. The motion carried. Unanimous consent of the Council having been given for the immediate consideration of Ordinance Number 17-O-14 as introduced and read, Council Member Jenkins made a motion for the passage and adoption of Ordinance Number 17-O-14 as introduced and read. The motion was seconded by Council Member Reddick; and on call of the roll the following vote was recorded; ayes: Council Members Jenkins, Reddick, Little and Harris; nays: none. The motion carried and Ordinance Number 17-O-14 was passed and adopted.

#### ORDINANCE NUMBER 17-O-14

#### AN ORDINANCE DECLARING SURPLUS REAL PROPERTY AND AUTHORIZING CONVEYANCE OF THE SAME

WHEREAS, the City of Anniston (the “City”) does own and possess a parcel of land located in Section 20, Township 15, South, Range 8 East of the Huntsville Meridian, being a part of Vineyard Lots 2025 and 2026 of the Anniston Homestead and Fruit Growers Associations, recorded in Plat Book “A”, Page 357, in the Office of the Judge of Probate, Calhoun County, Alabama, and more particularly described in Section 1 of Exhibit A, hereto (referred to herein as the “Property”);

WHEREAS, the Water Works and Sewer Board of the City of Anniston (“AWWSB”) desires to purchase the Property from the City in order to construct, install and operate a sewage/waste-water lift station on the Property;

WHEREAS, AWWSB also desires to purchase an access and utility easement from the City to a strip of land thirty feet (30’) in width and located within a parcel of land in Section 20, Township 15, South, Range 8 East of the Huntsville Meridian, being a part of Vineyard Lots 2025 and 2026 of the Anniston Homestead and Fruit Growers Associations, recorded in Plat Book “A”, Page 357, in the Office of the Judge of Probate, Calhoun County, Alabama, and more particularly described in Section 2 of Exhibit A, hereto (referred to herein as the “Easement”);

WHEREAS, AWWSB desires the Easement for the purposes of constructing, operating, maintaining, repairing and replacing a sewer main to service the proposed sewage/waste-water lift station to be located on the Property;

WHEREAS, AWWSB’s proposed sewage/waste-water facilities will service and enhance the marketability and commercial viability of nearby real properties, including certain tracts or parcels owned by the City and the McClellan Development Authority;

WHEREAS, the Council for the City of Anniston (the “Council”) finds that the City will directly benefit from the sale of the Property and the Easement to AWWSB and the sewage/waste-water facilities to be located thereon by AWWSB’s payment of reasonable and sufficient consideration for the real property interests and by the enhancement of the sewer service to its adjoining commercial properties; and, the Council further finds that the City will enjoy an indirect benefit as a result of the enhanced marketability and commercial viability of those other tracts and parcels to be served by AWWSB’s sewage/waste-water facilities;

WHEREAS, the Council finds that the City is no longer utilizing or needing the Property for municipal or other public purposes;

WHEREAS, the Council finds that the Easement will not prohibit or unduly interfere with the City's intended uses of its subservient real property;

WHEREAS, the Council desires to sell, grant and convey the Property and the Easement to AWWSB for a sum total of Ten Thousand Dollars (\$10,000.00) so that the property may be used for the purposes set forth herein;

WHEREAS the Council finds that the sale, grant and conveyance of the Property and the Easement to AWWSB will serve a legitimate and sufficient public purpose;

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Anniston, Alabama as follows:

1. Declaration of Surplus Real Property. It is hereby established and declared that the real property of the City, as described in Section 1 of Exhibit A, attached hereto, and as shown in the Boundary and Easement Survey attached hereto as Exhibit B, is surplus real property that is no longer used or needed by the City of Anniston for public or municipal purposes. It is further established and declared that the grant of an easement to the real property of the City, as described in Section 2 of Exhibit A, and as show in the Boundary and Easement Survey attached hereto as Exhibit B, will not prohibit or unduly interfere with the City's intended uses or rights to the subservient estate.

2. Conveyance of the Property and the Easement to AWWSB. The Mayor and the City Clerk are hereby authorized and directed to execute, attest and deliver to AWWSB, respectively, for and on behalf of the City of Anniston, Alabama, a deed in the form attached hereto as Exhibit C and an easement in the form attached hereto as Exhibit D, so as to sell, grant and convey the Property and the Easement to AWWSB for a sum total of Ten Thousand Dollars (\$10,000.00).

3. Public Purpose will be Served by the Conveyance to AWWSB. The Council finds and declares that the conveyance of the Property and the Easement to AWWSB, in accordance with the terms and conditions set forth in this ordinance, shall serve a valid and sufficient public purpose.

4. Effective Date. This Ordinance shall become effective immediately upon adoption and publication as required by law.

PASSED and ADOPTED this 7<sup>th</sup> day of November, 2017.

CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

By: /s/ Jack Draper, Mayor

By: /s/ Jay W. Jenkins, Council Member

By: /s/ David E. Reddick, Council Member

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By: /s/ Ben Little, Council Member  
By: /s/ Millie Harris, Council Member

ATTEST:  
/s/ Myra Bushard

Council Member Little stated to continue to pray for the police officer that was shot and to pray for the family of the ones that were shot and killed in our community. He also thanked Pastor Hutchinson for the training class she conducted with Council and staff last week. Council Member Little also stated that he has asked for the legislation for when the Anniston School System was first started in Montgomery and has not received it yet. Also, the money that is being saved from position that are not filled, to put that money towards the technology for the school.

Council Member Reddick asked City Manager if we could look into putting an after hour call button outside the Police Department and in Zinn Park. He also stated that he wanted to have a discussion with his co-councilors' regarding rotating the Vice Mayor position.

Council Member Jenkins thanked staff for all they do.

Council Member Harris thank Reverend Laura Hutchinson for the anti-racism training she conducted last week. Also, what to thank Bob Dean, Public Works Director for all he did for the city, this is his last meeting before leaving for a new position in a new city.

There being no further business to come before the meeting at that time Council Member Jenkins made a motion the meeting be adjourned. The motion was seconded by Council Member Little; and on call of the roll the following vote was recorded: ayes: Council Members Jenkins, Reddick, Little and Harris; nays: none. The motion carried and the meeting was adjourned at approximately 6:12 o'clock p.m.